

09/890195

PATENT

27 JUL 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: DIENER

SS Tenen
DS
2502

In re Application of:

KARL-FRIEDRICH DIENER et al.

International Appl. No: PCT/EP00/00269

International Filing Date: January 14, 2000

For: ELECTROMOTIVE DRIVE

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Washington, D.C. 20231Express Mail mailing label number: **EL 865330895 US**Date of Deposit: **July 27, 2001**

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

ANNA C. RODE

[Name of person mailing paper or fee]



[Signature]

S I R:

In accordance with 37 C.F.R. 1.56, applicant wishes to call the attention of the Examiner to the following references A) to D) which were cited in the International Search Report issued by the European Patent Office with regard to the corresponding PCT application No. PCT/EP00/00269 and references E) and F) which were mentioned in the specification. Applicant does not admit that any of the cited documents constitute prior art against the pending application.

	Country:	Patent or Appl. No:	Patentee or Applicant:	Issue or Filing Date:
A)	Germany	DE 195 17 959 C1	Pfannschmidt	08-29-96
B)	Germany	DE 42 29 038 A1	Fladerer	01-20-94
C)	Europe	EP 0 050 771 A1	Sekine	05-05-82
D)	PCT	WO 96 37035 A	Lienert	11-21-96
E)	Europe	EP 0 826 266 B1	Lienert	03-04-98
F)	Germany	198 01 310.8		

Copies of references A) to E) are submitted herewith along with form PTO-1449. The Examiner is requested to initial the attached form PTO-1449 and to return a copy of the initialed document to the undersigned as an indication that the attached references have been considered and made of record. Please note that reference F) has not been published to date. Reference F) corresponds to European patent application EP 0 930 692, published on July 21, 1999, of which a copy is submitted herewith. Applicant does not admit that EP 0 930 692 constitutes prior art against the pending application.

- ☐ This Information Disclosure Statement is filed within three months of the filing date of a national application other than a continued prosecution application under 1.53(d), so that no fee under 37 C.F.R. §1.97 is due.
- ☒ This Information Disclosure Statement is filed within three months of the date of entry of the national stage as set forth in 1.491 in an international application, so that no fee under 37 C.F.R. §1.97 is due.
- ☐ This Information Disclosure Statement is filed before the mailing of a first Office Action on the merits, so that no fee under 37 C.F.R. §1.97 is due.

- ☐ This Information Disclosure Statement is filed before the mailing of a first Office Action after the filing of a request for continued examination under §1.114, so that no fee under 37 C.F.R. §1.97 is due.
- ☐ This Information Disclosure Statement is filed after the issuance of a first office but before issuance of a final action under §1.113, or a notice of allowance under §1.311.
- ☐ This Information Disclosure Statement is submitted after the mailing of a final action or a notice of allowance, but before payment of the issue fee.
- ☐ The undersigned submits the following statement requesting consideration of this statement:

The undersigned hereby states:
 - ☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement;
 - ☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure statement.
- ☐ The fee of \$180.00 set forth in 1.17(p).

- ☐ The Commissioner is hereby authorized to charge the fee as set forth in 1.17(p), and any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

In order to satisfy the requirement under 37 C.F.R. §1.98(a)(3) for a concise explanation of the relevance of each item of information, applicant herewith submits a copy of the International Search Report.

The above-identified application discloses and claims an invention patentable over these references.

Entry of the references above set forth into the file of the above application is believed to be in order and is respectfully requested.

Respectfully submitted

By: 

Henry M. Feiereisen
Agent for Applicant
Reg. No. 31,084

Date: July 27, 2001
350 Fifth Avenue
Suite 3220
New York, N.Y. 10118
(212) 244-5500
HMF: acr